

904

AF \$14
1644 15



Dkt. 0575/51917-B/JPW/JML

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David J. Pinsky et al.
U.S. Serial No.: 09/053,871 Examiner: A. DeCloux
Filed : April 1, 1998 Art Unit: 1644
For : METHODS FOR TREATING AN ISCHEMIC DISORDER AND
IMPROVING STROKE OUTCOME

1185 Avenue of the Americas
New York, New York 10036
March 13, 2001

Honorable Commissioner of Patents and
Trademarks
Washington, D.C. 20231

RECEIVED

MAR 21 2001

TECH CENTER 1600/2900

Sir:

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action issued by the U.S. Patent and Trademark Office dated September 13, 2000 finally rejecting claims 29-30 and 33-40 of the above-identified application.

An Amendment Pursuant to 37 C.F.R. §1.116 in Reply to September 13, 2000 Final Office Action And Petition For a Three-month Extension of Time is being concurrently filed today with the U.S. Patent and Trademark Office. Accordingly, the subject application is pending today, March 13, 2001.

The required fee for filing this Notice of Appeal under 37 C.F.R. §1.17(e) is ONE-HUNDRED AND FIFTY-FIVE DOLLARS (\$155.00) for a small entity. Applicants have previously established small entity



David J. Pinsky et al.
U.S. Serial No.: 09/053,871
Filed: April 1, 1998
Page 2

status. A check is enclosed including the amount of \$155.00.

No fee, other than the \$155.00 Notice of Appeal fee is deemed necessary in connection with the filing of this Notice of Appeal. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

Jane M. Love

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
Commissioner of Patents and Trademarks,
Washington, D.C. 20231.

Jane M. Love 3/13/01
John P. White
Reg. No. 28,678
Jane M. Love
Reg. No. 42,812

John P. White
Registration No. 28,678
Jane M. Love
Registration No. 42,812
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400